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16  
17 UNITED STATES DISTRICT COURT  
18 NORTHERN DISTRICT OF CALIFORNIA  
19 (OAKLAND DIVISION)  
20

21 KIRK KEILHOLTZ and KOLLEEN  
22 KEILHOLTZ for themselves and on  
behalf of those similarly situated,

23 Plaintiffs,

24 vs.

25 SUPERIOR FIREPLACE COMPANY;  
26 LENNOX HEARTH PRODUCTS, INC.;  
27 LENNOX INTERNATIONAL, INC. and  
DOES 1 through 25, Inclusive;

28 Defendants.

Case No.: 4:08-CV-00836CW

STIPULATION AND PROPOSED ORDER  
RE APPOINTMENT OF MEDIATOR

The parties, through their counsel, submit the following Stipulation and Proposed Order re Appointment of Mediator:

Based upon the stipulation of the parties AND GOOD CAUSE APPEARING THEREFORE,

1. Honorable Edward Infante, Ret., is appointed mediator in this action. The mediation will commence before Mediator Infante on June 29, 2010.

IT IS SO ORDERED,

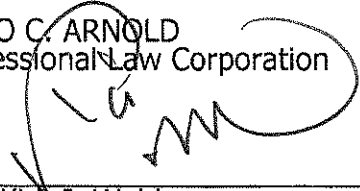
Dated: April 23, 2010

  
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JUDGE CLAUDIA WILKEN

SO STIPULATED AND AGREED:

Date: April 21, 2010

CLAYEO C. ARNOLD  
A Professional Law Corporation

By:   
\_\_\_\_\_  
Kirk J. Wolden  
Attorney for the National Class

Date: April 21, 2010

McKOOL SMITH, P.C.

By:   
\_\_\_\_\_  
Gayle Klein  
Attorney for Defendants